

**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

**Blue Lake Power, LLC**

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**Docket No. ER21-1492-000**

**MOTION TO INTERVENE AND COMMENTS OF  
THE CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION**

Pursuant to Rule 214 of the Commission's Rules of Practice and Procedure<sup>1</sup> and the Combined Notice of Filing issued on March 22, 2021 in this docket, the California Independent System Operator Corporation (CAISO) submits this motion to intervene and comments on the petition for limited waiver submitted by Blue Lake Power, LLC (Blue Lake) in this docket on March 19, 2021.

**I. Motion to Intervene**

The CAISO is a non-profit public benefit corporation organized under the laws of the State of California with its principal place of business at 250 Outcropping Way, Folsom, California 95630. The CAISO operates under its Commission-approved tariff. Through its filing in this docket, Blue Lake requests the Commission waive certain provisions of that tariff. The CAISO has a substantial and direct interest in this proceeding. Because no other party can adequately represent the CAISO's interests in the proceeding, the CAISO's intervention is in the public interest and should be granted.

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<sup>1</sup> 18 C.F.R. § 385.214.

## II. Communications

In accordance with Rule 203(b) of the Commission's Rules of Practice and Procedure,<sup>2</sup> the CAISO respectfully requests that service of all pleadings, documents, and all communications regarding this proceeding be addressed to the following individuals:

David S. Zlotlow, Senior Counsel  
California Independent System Operator Corporation  
250 Outcropping Way  
Folsom, CA 95630  
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## III. Comments

Blue Lake's waiver indicates it is authorized to state that the CAISO does not oppose its waiver request. The CAISO confirms that it does not oppose Blue Lake's request. The CAISO understands that Blue Lake's generating unit effectively had been mothballed for some time but it did not understand formally requesting mothball status from the CAISO was an option. Had it pursued that option initially, then it would not have faced rules of conduct penalties for failure to maintain telemetry. It has since pursued that option and effectively is no longer a participating generator with the CAISO.<sup>3</sup> Based on these specific circumstances, the CAISO does not oppose Blue Lake's request.

If the Commission grants this request, the CAISO wishes to ensure it does not establish inappropriate precedent or expectations about future rules of conduct matters

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<sup>2</sup> 18 C.F.R. § 385.203(b)(3).

<sup>3</sup> Blue Lake's mothball request is reflected on the CAISO's Announced Resource Retirement and Mothball List, available at <https://www.caiso.com/Documents/AnnouncedRetirementAndMothballList.xlsx>.

or the CAISO's interest in maintaining telemetry for participating generators. Specifically, the CAISO's lack of opposition is not tacit support for: (1) relieving generators of telemetry requirements when they are not generating; or (2) holding inexperienced market participants to lower standards.

The CAISO does not support the notion that generators are generally excused from having functioning telemetry when they are not generating because at a moment's notice virtually any unit could be called on to start generating. All participating generators, regardless of market schedules, may have to operate under exceptional dispatch. Once they are generating, the telemetry requirements are equally important to the CAISO regardless of how the resource was dispatched. Here, however, the CAISO understands that Blue Lake's unit effectively was mothballed and could not have generated even had it received an exceptional dispatch.

As background for its request, Blue Lake notes it was "a new and inexperienced market participant . . . ." <sup>4</sup> Although this may be relevant context for Blue Lake's situation, the CAISO does not support the notion that new or inexperienced market participants generally should be held to lesser standards. The CAISO cannot operate the grid reliably with different telemetry rules for long-time market participants than for newer resource owners; it must hold all market participants accountable to the same rules. Here that concern is alleviated somewhat by Blue Lake having since submitted a formal mothball request.

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<sup>4</sup> Blue Lake waiver at 5.

#### IV. Conclusion

The CAISO respectfully requests that the Commission grant the CAISO's motion to intervene and consider its comments.

Respectfully submitted,

**/s/ David S. Zlotlow**

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*Operator Corporation*

Dated: April 9, 2021

## CERTIFICATE OF SERVICE

I certify that I have served the foregoing document upon the parties listed on the official service list in the captioned proceedings, in accordance with the requirements of Rule 2010 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2010).

Dated at Folsom, California this 9th day of April, 2021.

/s/ Martha Sedgley  
Martha Sedgley